HON'BLE SRI G.S.SINGHVI, THE CHIEF JUSTICE

and

HON'BLE SRI JUSTICE G.BHAVANI PRASAD

W.A.NO.155 OF 2006

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Between:

Government of Andhra Pradesh,

Represented by its Principal Secretary,

Animal Husbandry, Dairy Development and

Fisheries (Dairy.II) Department, Hyderabad

And 2 others.

..... appellants

AND

Sri Vijaya Visakha Milk Producers Co., Ltd.,

Visakhapatnam, rep by its Managing Director,

D.Venkata Rao and another.

.....Respondents

::JUDGMENT::

Counsel for the Petitioner : Advocate General

Counsel for Respondents : Dr.P.B.Vijay Kumar.

Dated 15..2..2006

Per Sri G.S.Singhvi, CJ

This appeal is directed against order dated 7.2.2006 passed by the learned Single Judge in WPMP No.2751 of 2006 (WP No.2264 of 2006), whereby he suspended the orders issued by the Government of Andhra Pradesh in G.O.Ms.No.10 dated 4.2.2006 insofar as the same related to the writ petitioner as also the orders of the Milk Commissioner and Registrar of Milk Cooperatives, Lalapet, Hyderabad.

Learned Special Government Pleader fairly states that in similar writ petitions, the Division Bench of this Court has passed interim orders on 7.2.2006 and listed the main matters for final hearing on 22.2.2006.

We have heard learned counsel for the parties and are satisfied that the order under challenge, which is essentially an interlocutory order, does not suffer from any patent infirmity requiring interference by the Appeal Bench. Consequently, the appeal is dismissed.

However, we direct that W.P.No.2264 of 2006 shall be listed for hearing before the Division Bench on 22.2.2006 along with other connected matters.

G.S.SINGHVI, CJ

Dt.15.2.2006

G.BHAVANI PRASAD,J

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